



Appl. No. 10/784,752  
Correction of Small Entity Status Error

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of : Gary L. Karr, et al.  
Serial No. : 10/784,752  
Filed: : February 23, 2004  
For: : System for Molding Corrugated Pipe  
TC/AU : 1725  
Examiner : NA  
Attorney Docket No. : MDM 2-002-3

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

### CORRECTION OF SMALL ENTITY STATUS ERROR PURSUANT TO 37 C.F.R. 1.28(C)

Sir:

Modern Machine Corporation is the assignee of the above-identified patent application. Modern Machine Corporation was a small entity until March, 2003, when it was acquired by County Materials Corporation, which is a large entity. Modern Machine inadvertently failed to notify the Patent Office of the change in its status and paid the filing fee at the small entity rate. Recently, this error was discovered and the deficiency is being submitted herewith. Modern Machine respectfully requests that this error be excused.

The payment actually made as a small entity status, the corresponding current large entity status fee payment and the amount of the deficiency calculated pursuant to 37 C.F.R. 1.28(3)(c) are set forth below:

Date Paid	Fee Type	Amount Paid (small entity)	Current Amount (large entity)	Deficiency
02-23-04	Basic Filing Fee	385.00	300.00	-85.00
	Search Fee	0.00	500.00	500.00
	Examination Fee	0.00	200.00	200.00
	23 Excess Dep. claims	207.00 (23 X \$9)	1150.00 (23 X \$50)	943.00

07/13/2005 WABDELRI 00000078 10784752

Total: \$1558.00

01 FC:1001 790.00 DP  
02 FC:1202 1150.00 DP

A check in the amount of \$1558.00 is enclosed.

Repln. Ref: 07/13/2005 WABDELRI 0019324300  
DAH:134830 Name/Number:10784752  
FC: 9204 \$210.00 CR

Please charge or credit deposit account No. 13-4830 for any deficiencies or overpayment in the above listed maintenance fee computations. A copy of this communication is submitted herewith.

Respectfully submitted,

Date: July 8<sup>th</sup> 2005

Diane E. Burke

Diane E. Burke  
Reg. No. 45,725  
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited on July 8<sup>th</sup>, 2005 with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Jane Keeney  
Jane Keeney



DAE  
JFW

PTO/SB/21 (09-04)  
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/784,752	
	Filing Date	February 23, 2004	
	First Named Inventor	Gary L. Karr	
	Art Unit	1725	
	Examiner Name		
Total Number of Pages in This Submission	4	Attorney Docket Number	MDM 2-002-3

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b> Correction of Small Entity Status Error Check in the amount of \$1,558.00		
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>		
Firm Name	Mueller and Smith, LPA	
Signature		
Printed name	Diane E. Burke	
Date	July 8, 2005	Reg. No. 45,725

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	Jane Keeney	Date July 8, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,558.00

### Complete if Known

Application Number	10/784,752
Filing Date	February 23, 2004
First Named Inventor	Gary L. Karr
Examiner Name	
Art Unit	1725
Attorney Docket No.	MDM 2-002-3

### METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☐ Deposit Account Deposit Account Number: 13-4830 Deposit Account Name: Mueller and Smith, LPA

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

**Total Claims**      **Extra Claims**      **Fee (\$)**      **Fee Paid (\$)**

\_\_\_\_\_ - 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20.

**Indep. Claims**      **Extra Claims**      **Fee (\$)**      **Fee Paid (\$)**

\_\_\_\_\_ - 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____	_____	_____ / 50 = _____ (round up to a whole number) x _____ = _____		

**4. OTHER FEE(S)**

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge): <u>Correction of Small Entity Status Error</u>	1,558.00

SUBMITTED BY		
Signature	<u>Diane E. Burke</u>	Registration No. 45,725 (Attorney/Agent)
Name (Print/Type)	Diane E. Burke	Telephone 614-436-0600
		Date July 8, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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